

FILED BY *[Signature]* D.C.

IN THE UNITED STATES DISTRICT COURT
 FOR THE WESTERN DISTRICT OF TENNESSEE 05 SEP -6 AM 9:42
 WESTERN DIVISION

THOMAS M. GOULD
 CLERK, U.S. DISTRICT COURT
 WD OF THE MEMPHIS

OLEN M. BAILEY, JR., Individually,)	No. 04-2395 DP JURY DEMANDED
TERESA W. BAILEY, Individually,)	
THE BAILEY LAW FIRM,)	
A Professional Corporation; and)	
OLEN M. BAILEY, JR. and)	
TERESA W. BAILEY, as Successors of)	
UNBORN BAILEY BABY GIRL,)	
Plaintiffs,)	
v.)	
DECK - WHITE STATION TOWER, LLC;)	
DECK - WHITE STATION MANAGER, LLC;)	
KAUFMAN PROPERTIES, INC.;)	
KAUFMAN REALTY GROUP, LLC;)	
TRAMMEL CROW COMPANY, P.C., INC.;)	
SANITORS, INC.; and)	
JOHN/JANE DOES, Individually)	
Defendants and Third-Party Plaintiffs)	No. 04-2395 DP JURY DEMANDED
v.)	
D.L. SCHMITZ WATERPROOFING &)	
RESTORATION COMPANY, INC., and)	
KERMIT B. BUCK & SON, INC.,)	
Third-Party Defendants.)	

**CONSENT ORDER EXTENDING TIME TO PLAINTIFFS
 TO RESPOND TO SANITORS' MOTION FOR SUMMARY JUDGMENT**

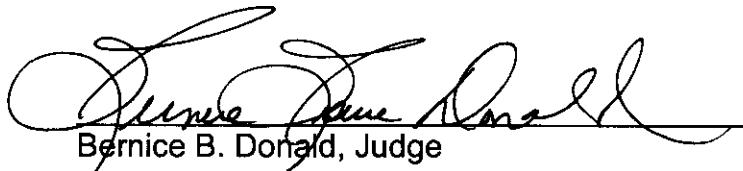
Previously in this cause on July 6, 2005 there was entered an Order entitled:

Order Granting an Enlargement of Time for Plaintiffs to Respond to Sanitors' Motion for Summary Judgment. The reasons for that Order still exist. The written record of the

This document entered on the docket sheet in compliance
 with Rule 58 and 79(a), FRCP on 9/6/05

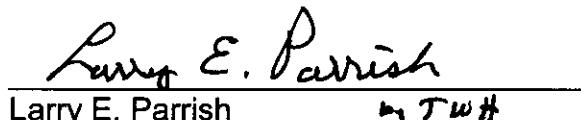
discovery described in that Order has not yet been delivered to counsel for the Plaintiffs. Counsel for the Plaintiffs has requested that they be allowed additional time in which to respond to the Motion to and including September 30, 2005. Sanitors does not oppose this request.

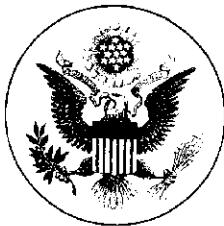
Therefore, it is ORDERED, ADJUDGED AND DECREED that the Plaintiffs are permitted to respond to the May 13, 2005 Sanitors, Inc. Motion for Summary Judgment at any time on or before September 30, 2005.


Bernice B. Donald, Judge
Date: September 2, 2005

APPROVED:


Tim Wade Hellen #8389
Attorney for Sanitors, Inc.


Larry E. Parrish *by TWH*
Attorney for Plaintiffs



Notice of Distribution

This notice confirms a copy of the document docketed as number 86 in case 2:04-CV-02395 was distributed by fax, mail, or direct printing on September 9, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT